

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER J. MILLER,) Case No.: 1:20-cv-01117-AWI-SAB (PC)
Plaintiff,)
v.) ORDER ADOPTING FINDINGS AND
SERGEANT M. SOTO,) RECOMMENDATIONS AND DISMISSING
Defendant.) CERTAIN CLAIMS
) (ECF No. 19)
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Plaintiff Christopher Miller is proceeding *pro se* and *in forma pauperis* in this civil rights action pursuant to 42 U.S.C. § 1983. This matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On December 16, 2020, the assigned Magistrate Judge issued Findings and Recommendations recommending that this action proceed only on Plaintiff's retaliation claim against Defendant Soto. (ECF. No. 19.) Those Findings and Recommendations were served on Plaintiff and contained notice that any objections thereto were to be filed within thirty (30) days from the date of service. (*Id.* at 8.) To date, no objections to the pending Findings and Recommendations have been filed with the Court, and the time for doing so has expired.

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1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), the undersigned has conducted
2 a *de novo* review of this case. Having carefully reviewed the entire file, the undersigned concludes
3 that the Findings and Recommendations are supported by the record and proper analysis.

4 Accordingly, it is HEREBY ORDERED that:

- 5 1. The Findings and Recommendations issued on December 16, 2020 (ECF. No. 19) are
6 adopted in full;
- 7 2. The instant action shall proceed on Plaintiff's retaliation claim against Defendant Soto;
8 and
- 9 3. All other claims are dismissed from the action for failure to state a cognizable claim for
10 relief.

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12 IT IS SO ORDERED.

13 Dated: January 28, 2021



SENIOR DISTRICT JUDGE

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